

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LAGALE BROWN,

Petitioner,

v.

**DELAWARE COUNTY COURTHOUSE
ROOM 6, *et al.*,**

Respondents.

CIVIL ACTION

NO. 21-4959-KSM

ORDER

AND NOW, this 14th day of August, 2023, upon consideration of the Report and Recommendation (“R&R”) (Doc. No. 13) issued on January 9, 2023 by United States Magistrate Judge Elizabeth Hey, Petitioner Lagale Brown’s objections (Doc. No. 14) and “Motion to Alter Judgment” (Doc. No. 15), and after a careful and independent review of the record, it is hereby **ORDERED** that:

1. Petitioner’s objections (Doc. No. 14) are **OVERRULED**;
2. Petitioner’s “Motion to Alter Judgment” (Doc. No 15) is **DENIED**;
3. The Report and Recommendation (Doc. No. 13) is **APPROVED** and **ADOPTED**;
4. The petition for writ of habeas corpus (Doc. No. 1) is **DISMISSED WITH PREJUDICE**;
5. A Certificate of Appealability **SHALL NOT ISSUE**, as Petitioner has not demonstrated that reasonable jurists would debate the correctness of the procedural determinations of this decision.

6. The Clerk of Court shall mark this case as **CLOSED**.

IT IS SO ORDERED.

/s/ Karen Spencer Marston
KAREN SPENCER MARSTON, J.